IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Revision No. 729 of 2007.
Date of Decision: May 28, 2007.

Prem Singh

....Petitioner

through
Mr. Deepak Gupta, Advocate

Versus

State of Haryana and others .

...Respondent

through
Mr. R.D. Sharma, DAG, Haryana.
Mr. Ajay Jain, Advocate for respondent Nos. 2 to 7.

CORAM:

HON'BLE MR. JUSTICE SURYA KANT.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

SURYA KANT,J.(ORAL)

This revision petition is directed against the order dated 16.4.2007 passed by the learned trial court, whereby, the prosecution evidence was closed by court order. The petitioner is the complainant of the said case.

While issuing notice of motion on 14.5.2007, it was directed that without prejudice to the rights of respondent Nos. 2 to 7, who are facing trial in the above said case, the petitioner may be given one opportunity to produce Dr. R.P. Sharma, whose deposition, however, was made subject to final outcome of these proceedings.

Pursuant thereto, learned counsel for the respondents

states at the bar that Dr. R.P. Sharma has been examined on 26.5.2007. Learned counsel for respondents 2 to 7, however, fairly states that he has no objection against examination of Dr. R.P. Sharma as one of the prosecution witnesses, who has since been examined under the orders passed by this court.

Learned counsel for the petitioner, however, has now come up with another prayer that Dr. Ashok Sarwal as well as one Radiologist are also required to be examined by him.

Having heard the learned counsel for the parties and keeping in view the fact that the respondents do not dispute the genuineness of x-ray reports sought to be relied upon by the prosecution, I am of the considered view that no prejudice is likely to be caused to the petitioner even if Dr. Ashok Sarwal or the Radiologist are not produced as witnesses.

This petition is accordingly disposed of with a direction that deposition made by Dr.R.P. Sharma be made and treated as a part of the record. However, the aforementioned x-ray-reports shall be taken into consideration by the learned trial court in accordance with law.

Disposed of.

May 28, 2007. **(SURYA KANT)**
sanjeev **JUDGE**